

1  
2  
**MANTANONA**  
LAW OFFICE

3  
4  
5  
6  
7  
GCIC Bldg., Suite 601B  
414 West Soledad Avenue  
Hagatna, Guam 96910  
Telephone (671) 472-3666  
Facsimile (671) 472-3668

8  
9  
10  
11  
12  
13  
14  
15  
FILED  
DISTRICT COURT OF GUAM  
NOV 24 2004  
MARY L. M. MORAN  
CLERK OF COURT

16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
86

Attorney for Lourdes M. Perez and Artemio R. Ilagan

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF GUAM

JULIE BABAUTA SANTOS, et. al., ) Civil Case No. 04-00006  
Petitioners, )  
vs. ) DECLARATION OF JOSEPH C.  
FELIX P. CAMACHO, etc., et. al., ) MANIBUSAN IN SUPPORT OF  
Respondents. ) DEFENDANT'S, LOURDES M. PEREZ  
 ) AND ARTEMIO R. ILAGAN OBJECTION  
 ) TO (1) PETITIONER'S MOTION FOR  
 ) ORDERS APPROVING THE  
 ) ADMINISTRATION PLAN AND AMENDED  
 ) NOTICE; AND (2) THE ATTORNEY  
 ) GENERAL OF GUAM'S MPA IN  
 ) RESPONSE TO MOTION FOR ORDERS  
 ) APPROVING ADMINISTRATION PLAN

I, JOSEPH C. MANIBUSAN, declare that:

1. I am the Deputy Director of the Department of Administration. On June 12, 2004, I received a call to meet with the Lieutenant Governor in his chambers on Sunday, June 13, 2004, at 3:00 p.m.

2. At the time, I was the acting Director for the Department of Administration since the Director, Lourdes Perez, was off-island at the time.

3. When the Declarant arrived at the Lieutenant Governor's chambers, he was advised by the Lieutenant Governor that they were going to be signing settlement for the Earned Income Tax Credit lawsuit and that a press conference would be held.

ORIGINAL

1       4. The Declarant was later informed by the Lieutenant Governor that he would  
2 be signing the settlement agreement. The Declarant was never given the settlement  
3 agreement to review.

4       5. The Declarant was sitting next to the Department of Revenue and Taxation  
5 Director, Artemio Ilagan, in which both individuals shared the sentiments that they were  
6 signing something they had not examined and reviewed.

7       6. The Declarant stated that he wanted to review the document to see how it  
8 would impact his department but did not know how to bring the matter to the attention of  
9 the acting governor since all parties were there to execute the agreement.

10       7. The Declarant though thought that he did not have a choice or the right to  
refuse to sign or challenge the acting governor at the time. The Declarant believed that  
11 he had no option to challenge or refuse to sign and to do so at the time would result in his  
12 dismissal. The Declarant executed the document under the duress and fear.  
13

14        8. The Declarant states that he normally would not execute such an agreement  
15 without consulting with the Director of Administration who was off-island and in transit at  
16 the time.

I declare under penalty of perjury pursuant to the laws of the United States and of  
the Territory of Guam that the foregoing declaration is true and correct.

Executed this 24 day of November, 2004.

**JOSEPH C. MANIBUSAN**

SWORN AND SUBSCRIBED to before me this 24 day of November, 2004.

